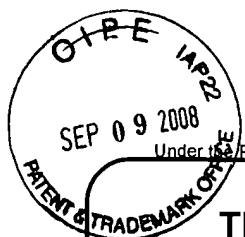


09-10-08

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PTO/SB/21 (08-08)

Approved for use through 09/30/2008. OMB 0651-0031

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TRANSMITTAL FORM

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Total Number of Pages in This Submission

11

Application Number 10/500,098

Filing Date 12/17/02

First Named Inventor Frame, Anne D.

Art Unit 1654

Examiner Name Patricia Leith

Attorney Docket Number 83622.00003

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Claim Chart
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Whiteford, Taylor & Preston, L.L.P.		
Signature			
Printed name	Michael David		
Date	September 9, 2008	Reg. No.	44,642

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Donna Chambers	Date	September 9, 2008

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application Of: Frame, Anne D.)	Group Art Unit:	1654
)		
Serial No.: 10/500,098)	Examiner:	Patricia Leith
)		
Filed: 12/17/02)	Attorney Docket No.:	83622.00003
)		
For: Anti-bacterial Plant Compositions)		

REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. § 1.111

Mail Stop: AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

This communication is in response to the Office Action ("OA") mailed July 22, 2008 to which a response (without extension of time) is due on October 22, 2008. No fee is due at this time. However, if the Examiner believes a fee is due, the Examiner is authorized to charge any fee in conjunction with this patent application, now or at any time during prosecution (with the exception of the fee for allowance) to our Account Number 501479.

Amendment To The Claims And To The Specification

Exhibit 1, attached, presents the status of all claims in this application, including newly amended claims.

REMARKS

The Applicant's representative wishes to express his appreciation for the courtesy of the Examiner in granting a telephonic interview on September 4, 2008. The conversation related to amendment to the claims in a manner as presented herein. The Examiner did not wish to commit to a decision during the interview, and indicated she will consider the amendments when presented in a response to the OA.

Independent claim 32 is now amended and claims 58 to 62 are newly added. In addition, Claim 40 is amended to correct a claim dependency error, Claim 42 is amended to correct a spelling error, and Claim 48 is amended to provide better clarity of the subject matter. Support